

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Panchayats – Sri Pattapagalu Vara Prasad, Sarpanch (Removed), Gram Panchayat Rajavolu – Rajahmundry Rural Mandal – East Godavari District – Revision Petition filed against the proceedings of the District Collector (PW), East Godavari District – Allowed – Orders – Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (PTS.II) DEPARTMENT

G.O.Rt.No. 1449

Dated:12-10-2009.

Read the following:-

- 1) From the Dist. Collector (PW), East Godavari District
Proc.Roc.No.3422/2007/A2, Dated 28.05.2008.
- 2) From the D.P.O., East Godavari Dist. Roc.No. 3422/2007/A2,
Dated 01.08.2008.
- 3) G.O.Rt.No.1546, PR & RD(PTS.II) Deptt., Dt.16.10.2008.
- 4) From Sri P. Varaprasad, Sarpanch (Removed), Rajavolu
Gr.Pt.,Rajahmundry Rural Mandal, East Godavari District
Revision Petition Dated 24.08.2009.
- 5) Govt. Memo.No.18161/Pts.II/A1/2009-1, Dated 07.09.2009.

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ORDER:

In the reference 1st read above, the District Collector (PW), East Godavari District has removed Sri Pattapagalu Vara Prasad, Sarpanch, Rajavolu Gram Panchayat, Rajahmundry Rural Mandal of East Godavari District under section 249(1) of A.P.P.R.Act, 1994 and also issued for recovery of an amount of Rs.2,41,986/-.

2) In the reference 3rd read above, Government after examination of the appeal petition filed by Sri Pattapagalu Vara Prasad, Sarpanch (Removed), Rajavolu Gram Panchayat, Rajahmundry Rural Mandal of East Godavari District dismissed the appeal

3) Aggrieved by the said orders, Sri Pattapagalu. Vara Prasad, Sarpanch (Removed), Rajavolu Gram Panchayat, Rajahmundry Rural Mandal, East Godavari District has filed a WPMP No.35845 of 2008 in WP No.27358 of 2008 before Hon'ble High Court, Subsequently the petitioner had withdrawn the WP vide Writ Petition No.27358 of 2008. Therefore the petitioner has filed a Revision Petition under section 264 of APPR Act, 1994 before Government stating that it is not at all legal and it is against the principles of natural justice to impose such a major punishment of removal from the post of Sarpanch to which he was elected by people of Rajavolu Village and it is also very painful that the Government has dismissed his petition without considering the genuine contentions in the Appeal Petition and requested the Government to reinstate as Sarpanch of Rajavolu Gram Panchayat in the interest of Principles of Natural Justice.

4) The case was heard on 01.10.2009. The District Panchayat Officer, East Godavari District and the petitioner have attended the hearing.

5) The Petitioner has represented that the works were actually carried out by the Panchayat by incurring an expenditure of Rs.9,48,882/-, but the valuation of the works done according to engineers comes to Rs.7,06,896/-. He has therefore paid the inadmissible expenditure amounting to Rs.2,46,986/-. He has denied the charge that he has misappropriated the Panchayat funds. The District Panchayat Officer who was attend the hearing has confirmed the payment of shortfall amount by Ex-Sarpanch.

(p.t.o)

6) Government, after hearing the Revision Petition and after perusing the available records, the Revision Petition filed by Sri P. Vara Prasad, Ex-Sarpanch is hereby allowed duly setting aside the orders of Collector, East Godavari District dated 28.5.2008 and also the orders of the Government Rt No. 1546, dated 16.10.2008.

7) The District Collector (PW), East Godavari District shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**M.V.P.C. SASTRY,
PRINCIPAL SECRETARY TO GOVERNMENT**

To

The District Collector (PW), East Godavari District.

Copy to:-

The Commissioner PR&RE AP Hyderabad.

The District Panchayat Officer , East Godavari District.

Sri Pattapagalu. Vara Prasad, Sarpanch (Removed), Rajavolu Gram Panchayat, Rajahmundry Rural Mandal, East Godavari District.

The P.S. to Hon'ble M.(PR)

The P.S. to Prl.Secy., PR&RD Dept.

Sf / sc.

// FORWARDED:: BY ORDER//

SECTION OFFICER